

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re United States Patent Application of: |) | |
| Applicant: | GRADY, Jeff |) Docket No.: 4185-101 CIP |
| Application No.: | 10/615,108 |) Conf. No.: 9122 |
| Date Filed: | July 8, 2003 |) Group Art Unit: 2681 |
| Title: | FM TRANSMITTER AND POWER SUPPLY/CHARGING ASSEMBLY FOR MP3 PLAYER |) Customer No.: 23448 |

EXPRESS MAIL CERTIFICATE

I hereby certify that I am mailing the attached documents to the Commissioner for Patents on the date specified, in an envelope addressed to Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 and Express Mailed under the provisions of 37 CFR 1.10.

Karin Szyszak

Karin Szyszak

November 17, 2005

Date

EO 006 555 048 US

Express Mail Label Number

TERMINAL DISCLAIMER TO OBTAIN DOUBLE PATENTING
REJECTION OF U.S. APPLICATION NO. 10/615,108
OVER A PRIOR PATENT (U.S. PATENT NO. 6,591,085)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The owner, NETALOG, INC., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the

instant Application Number 10/615,108 which would extend beyond the expiration date of the full statutory term of prior U.S. Patent No. 6,591,085 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

- expires for failure to pay a maintenance fee;
- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I represent that I am an attorney of record in United States Patent Application No. 10/615,108 and am authorized to execute this disclaimer on behalf of the owner/assignee NETALOG, INC.

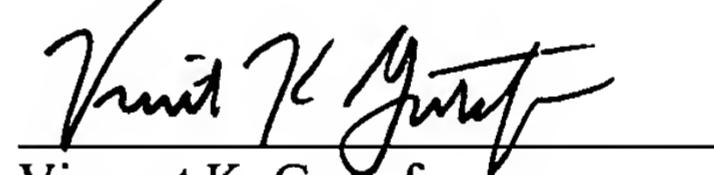
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Dated: November 17, 2005



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